



DTIN-27,616US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. 10/786,817

Applicant: Leo W. Davis

Filed: February 24, 2004

Title: COMPRESSIBLE FLUID MAGNETORHEOLOGICAL SUSPENSION STRUT

TC/A.U.: 3683

Examiner: Schwartz, Christopher P.

Docket No.: DTIN-27,616US

Cust. No.: 31,782

I hereby certify that this correspondence is being deposited with the U. S. Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Aug. 23, 2006.
Name of Depositor: Mark W. Handley
Signature: [Signature]
Date of Signature: Aug. 23, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to Applicant's duty to disclose all relevant material, the Applicant hereby encloses copies of references which may be relevant to patentability, as defined by 37 CFR 1.56.

Also enclosed is PTO Form SB/08A which lists the references identified by Applicant.

Applicant notes that as set forth in 37 C.F.R. §1.97(g)-(h), submission of the identified references shall not be construed as a representation that a search has been made, and shall not be construed as a representation that submitted references are material to patentability of the present application. Applicant further notes that as set forth in M.P.E.P. §609, there is no requirement that the submitted information must be prior art references in order to be considered by the Examiner.

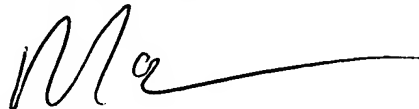
In particular, please note that Applicant is not representing nor admitting that two documents submitted herewith and having a later priority date than the present application are prior art. Namely, that Applicant by submission with this Statement is not representing that the following two documents, which have a later priority date than the present application, are prior art to the present application: U.S. Patent No. 6,953,108, and the corresponding application Publication No. 2004/0195062, both filed April 4, 2004, entitled "Mangetorheological Damper System," and invented by Anderfass et al.

Applicant requests that this information disclosure statement be considered and that a copy of the Form SB/08A be returned to the undersigned indicating the consideration by the Examiner of each document listed.

The U.S. Patent & Trademark Office is hereby authorized to charge any fees due or credit any overpayments to Deposit Account No. 502112/DTIN-27,616US for the firm CHAUZA & HANDLEY, L.L.P.

Respectfully submitted,

CHAUZA & HANDLEY, L.L.P.
Attorneys for Applicant(s)

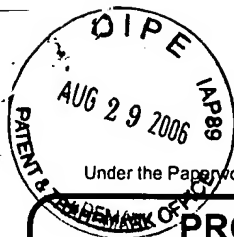


Mark W. Handley, Esq.
Registration No. 36,821

MWH/lv

CHAUZA & HANDLEY, L.L.P.
P.O. Box 140036
Irving, Texas 75014
Tel: (972) 518-1713
Fax: (972) 518-1124

August 23, 2006



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PROCESSING FEE
Under 37 CFR 1.17(p)
TRANSMITTAL

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/786,817
Filing Date	February 24, 2004
First Named Inventor	Leo W. Davis
Art Unit	3683
Examiner Name	Schwartz, Christopher P.
Attorney Docket Number	DTIN-27,616US

Enclosed is a paper filed under 37 CFR 1.97(c)(2) that requires a processing fee (37 CFR 1.17(p)).
Payment of \$ 180.00 is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.

Payment of Fees (small entity amounts are NOT available for the processing fees)

☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 502112/DTIN-27,616US

☒ processing fee under 37 CFR 1.17 ☒ any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$ _____ is enclosed.

☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

Processing Fees under 37 CFR 1.17(i): Fee \$130 Fee Code 1808 for all,
Except for § 1.221 papers (Fee Code 1803)

For papers filed under:

§ 1.28(c)(3) - for processing a non-itemized fee deficiency based on an error in small entity status.

§ 1.41 - for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by § 1.63, except in provisional applications.

§ 1.48 - for correcting inventorship, except in provisional applications.

§ 1.52(d) - for processing a nonprovisional application filed with a specification in a language other than English.

§ 1.53(b)(3) - to convert a provisional application filed under § 1.53(c) into a nonprovisional application under § 1.53(b).

§ 1.55 - for entry of late priority papers.

§ 1.71(g)(2) - to enter an amendment to the specification for purposes of 35 U.S.C. 103(c)(2) if not filed within the cited time periods

§ 1.99(e) - for processing a belated submission under § 1.99.

§ 1.103(b) - for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).

§ 1.103(c) - for requesting limited suspension of action, request for continued examination (§ 1.114).

§ 1.103(d) - for requesting deferred examination of an application.

§ 1.217 - for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.

§ 1.221 - for requesting voluntary publication or republication of an application. **Fee Code 1803**

§ 1.291(c)(5) - for processing a second or subsequent protest by the same real party in interest.

§ 1.497(d) - for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the international stage.

§ 3.81 - for a patent to issue to assignee, assignment submitted after payment of the issue fee.

Signature

Mark W. Handley

Typed or printed name

Aug. 23, 2006

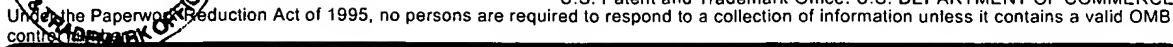
Date

36,821

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

U.S. PATENT DOCUMENTS					
Examiner Initials	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
	1	us-3,047,507	07-31-1962	Willis M. Winslow	
	2	us-3,207,269	09-21-1965	D.L. Klass	
	3	us-4,624,476	11-25-1986	Tanaka, et al.	
	4	us-4,668,417	05-26-1987	Goossens, et al.	
	5	us-4,992,190	02-12-1991	Shtarkman	
	6	us-5,018,606	05-28-1991	Carlson	
	7	us-5,152,547	10-06-1992	Davis	
	8	us-5,167,850	12-01-1992	Shtarkman	
	9	us-5,227,038	07-13-1993	Smalley, et al.	
	10	us-5,277,281	01-11-1994	Carlson, et al.	
	11	us-5,300,203	04-05-1994	Smalley	
	12	us-5,354,488	10-11-1994	Shtarkman, et al.	
	13	us-5,396,973	03-14-1995	Schwemmer, et al.	
	14	us-5,525,249	06-11-1996	Kordonsky, et al.	
	15	us-5,655,757	08-12-1997	Starkovich, et al.	
	16	us-			
	17	us-			
	18	us-			
	19	us-			
	20	us-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials ²	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T6
		Country Code ³ -Number ⁴ - Kind Code ⁵ (if known)				

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at http://www.uspto.gov/patents/ipo/patent/patent_kinds_codes.html or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231.

Substitute for form 1449A/PTO

(use as many sheets as necessary)

Sheet 2 of 2

Complete if Known

Application Number	10/786,817
Filing Date	February 24, 2004
First Named Inventor	Leo W. Davis
Art Unit	3616
Examiner Name	Schwartz, Christopher P.
Attorney Docket Number	DTIN-27,616US

U.S. PATENT DOCUMENTS					
Examiner Initials ²	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ³ (if known)			
	1	US-5,667,715	09-16-1997	Foister	
	2	US- 5,711,746	01-27-1998	Carlson	
	3	US- 5,985,168	11-16-1999	Phule	
	4	US-6,068,249	05-30-2000	Shtarkman	
	5	US- 6,389,341	05-14-2002	Davis	
	6	US- 6,640,940	11-04-2003	Carlson	
	7	US- 6,681,905	01-27-2004	Edmondson, et al.	
	8	US- 6,683,783	01-27-2004	Smalley, et al.	
	9	US- 6,749,048	06-15-2004	Coombs	
	10	US- 6,953,108	10-11-2005	Anderfaas et al.	
	11	US- 2004/0195062	10-07-2004	Anderfaas et al.	
	12	US-			
	13	US-			
	14	US-			
	15	US-			
	16	US-			
	17	US-			
	18	US-			
	19	US-			
	20	US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials ²	Cite No. ¹	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T

Date
Considered

1 Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov/patents/ipo/patent/patent_kinds_codes.html or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231.